

1 CAL J. POTTER, III, ESQ.  
2 Nevada Bar No. 1988  
3 C. J. POTTER, IV, ESQ.  
4 Nevada Bar No. 13225  
5 POTTER LAW OFFICES  
6 1125 Shadow Lane  
7 Las Vegas, Nevada 89102  
8 Tel: (702) 385-1954  
9 Fax: (702) 385-9081  
10 *Attorneys for Petitioner*

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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

ALLAN ROTHSTEIN, )  
Petitioner, ) Case No. 2:15-cv-01012-JCM-GWF  
v. )  
LAS VEGAS METROPOLITAN POLICE )  
DEPARTMENT, SHERIFF JOE LOMBARDO )  
Respondents, )

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**STIPULATION AND ORDER TO EXTEND PETITIONER'S REPLY TO RESPONSE**

**TO PETITION FOR WRIT OF MANDAMUS**

**(First Request)**

Pursuant to LR 6-1 and LR 26-4, the parties, by and through their respective counsel of record, hereby stipulate and make a joint application to extend the Petitioner's Reply to Response to Petition for Writ of Mandamus [ECF 7].

1. Petitioner filed a Petition for Writ of Mandamus in the Eighth Judicial District Court on May 4, 2015 [ECF 1];
2. On June 2, 2015 the Respondents removed the action to the U.S. District Court [ECF 1];
3. The Respondents filed a Response to Writ of Mandamus on June 26, 2015 [ECF 7];
4. The Petitioner's Reply is due on July 6, 2015;

5. Petitioner seeks to extend the Reply by seven (7) days up to and including Monday, July 13, 2015;
6. The Petitioner seeks an extension as his counsel has been unable to complete the Reply since the filing of the Response for the following reasons:
  - (a) Petitioner's counsel had five (5) depositions the week of June 29 through July 3;
  - (c) Petitioner's counsel had eight (8) court hearings the week of June 29 through July 3;
  - (d) Petitioner's counsel had three (3) substantive motions, including dispositive motions, due July 2, 3, and 4;
7. Additionally, Petitioner's counsel seeks a one week extension because Petitioner's counsel has the following upcoming deadlines and conflicts:
  - (a) a Response to Motion for Partial Summary Judgment and Joinder, which was extended to July 7, 2015 (*Sumner v. Summerlin Hospital, et al.*);
  - (b) Replies to a Motion for 56(f) Relief and to Amend Complaint due on July 9, 2015 (*Layman v. NDOC, et al.*);
  - (c) a preliminary hearing on July 9, 2015 (*State of Nevada v. Worthen*); and
  - (d) two (2) previously extended Oppositions to Motions for Summary Judgment due on July 10, 2015 (*Plank v. LVMPD, et al.*);

1       8. For the reasons listed above, Petitioner's counsel seeks a seven (7) day extension,  
2       up to and including July 13, 2015, to reply to the Response to Petition for Writ of  
3       Mandamus;  
4       9. This is the first request for enlargement of time and is made in good faith and not  
5       for the purposes of delay.

6       APPROVED AS TO FORM AND CONTENT.

7       DATED this 6th day of July, 2015.

8       POTTER LAW OFFICES

9       By /s/ C. J. Potter, IV, Esq.

10      CAL J. POTTER, III, ESQ.

11      Nevada Bar No. 1988

12      C. J. POTTER, IV, ESQ.

13      Nevada Bar No. 13225

14      1125 Shadow Lane

15      Las Vegas, Nevada 89102

16      *Attorneys for Petitioner*

7       DATED this 6<sup>th</sup> day of July, 2015.

8       MARQUIS AURBACH COFFING

9       By /s/ Jack F. DeGree, Esq.

10      NICK D. CROSBY, ESQ.

11      Nevada Bar No. 8996

12      JACK F. DEGREE, ESQ.

13      Nevada Bar No. 11102

14      10001 Park Run Drive

15      Las Vegas, NV 89145

16      *Attorneys for Respondents*

17       **ORDER**

18       IT IS SO ORDERED.

19       Dated July 7, 2015.

20        
21      U.S. DISTRICT COURT JUDGE